

From: eric6lewis@gmail.com
Subject: SB150 and Library Censorship
Date: August 16, 2023 at 11:15 AM
To: stephen.tamme@boyle.kyschools.us



Mr. Tamme,

The passage of SB150 has, overall, put school districts in the very difficult position of being forced to adopt policies that are harmful to some of their students. I respect and understand how hard this is for school leadership but this is a slippery slope of censorship that will likely result in backfiring at some point. History has proven that censorship of any kind eventually fails. I'm positive that those parents opposed to many of the books that may be removed are likely parents that haven't even read the books themselves. State legislatures are leveraging fear, racism, and ignorance to ensure they remain in office and using SB150 to further their cause and use you as pawns in their efforts to remain in power.

I feel that it is the responsibility of the parents to guide their children in what is appropriate for them. The school system should represent all people and ideas especially since you're funded by **all** the taxpayers in this county not just those filled with fear and ignorance.

Having a diverse curriculum and resources provides the opportunity for students to learn about other people and their struggles which fosters empathy for others. I'm sure you'd agree that having empathy for others is better than driving ignorance, fear, and hatred. No one is forcing the narratives in these books on anyone. If a parent or child doesn't want to read those books then they don't have to. We've even seen the bible get removed in some schools due to its questionable material.

I urge you not to remove books from the library based on conniving politicians and the ignorant and easily manipulated masses. This sets a terrible precedence that will allow more headaches for the district in the future. Let those that are scared of knowledge simply homeschool their children.

Eric Lewis
1504 Quarry Rd
Danville, KY 40422
703-459-0654

From: Valery McMann mcmannvalery@gmail.com
Subject: SB 150
Date: August 16, 2023 at 5:40 PM
To: stephen.tamme@boyle.kyschools.us



Dear Steve,

Thank you for your service on the School Board. I'm sure it is a tough job.

I am asking that the School Board reconsider its stance that SB 150 requires that certain books be removed from the school libraries. I have read the law, and while I am not a lawyer, I do not see an explicit requirement that books be removed. It is heartbreaking to me that our excellent school district is taking this step. A strong education requires considering diverse opinions, especially at the high school level.

I am not aware of other school districts in the state removing books from the library unless there is a specific complaint and process followed about certain titles. Am I wrong about this?

Thanks again for your service!

Valery McMann, 859-691-0006

From: Augustine Chapin chapina1144@gmail.com
Subject: Concerned parent
Date: August 17, 2023 at 8:00 AM
To: stephen.tamme@boyle.kyschools.us



Dear Mr. Tamme,

My name is Augustine Chapin, I am the mother of a 7th grader at BCMS and a 4th grader at JCES. I am dismayed and extremely disappointed to learn that our schools have been removing books from the libraries in response to SB150. I urge the school board to reconsider this position.

We chose to move to the Boyle County School system instead of staying in our home in Danville because Boyle has been working hard to cultivate an environment of academic excellence. I am concerned that gaining a reputation for book banning would jeopardize and undermine those efforts.

Thank you for considering,

Augustine Chapin

From: Betsy Quilligan bquilligan@gmail.com

Subject: Book removal

Date: August 17, 2023 at 11:14AM

To: laura.weddle@boyle.kyschools.us, jennifer.newby@boyle.kyschools.us, jesse.johnson@boyle.kyschools.us, ruthann.elliott@boyle.kyschools.us, stephen.tamme@boyle.kyschools.us



Dear Boyle County School Board,

As a graduate of Boyle County Schools, I write to express horror at the recent removal of books from Boyle County School libraries, particularly at the high school. The district's reputation for excellence is not supported by action to proactively limit resources to children.

I understand hundreds of books have been removed from the district libraries. Regular clean-up of shelves should be a routine matter. However, many of the books removed have been recent acquisitions, and there is a clear trend in the subject matter being intentionally purged. Further, it is clear to me that some of the books have only tangential reference to topics covered by SB 150.

Respectfully, I request that the School Board reconsider the district's approach on this matter and continue its long commitment to providing high-quality education to Boyle County children.

Thank you for your service to our schools and children. I look forward to hearing more about the district's approach to these issues.

Sincerely,
Betsy Quilligan
BCHS 1998

Betsy Quilligan, MPP, CPD(DONA)
she/her/hers
202-276-2334

From: Laura Weddle laura.weddle@boyle.kyschools.us
Subject: Fwd: Book removal
Date: August 17, 2023 at 6:59 PM
To: Mark Wade mark.wade@boyle.kyschools.us

LW

Laura Weddle

Begin forwarded message:

From: Betsy Quilligan <bquilligan@gmail.com>
Date: August 17, 2023 at 11:14:03 AM EDT
To: laura.weddle@boyle.kyschools.us, jennifer.newby@boyle.kyschools.us, jesse.johnson@boyle.kyschools.us, ruthann.elliott@boyle.kyschools.us, stephen.tamme@boyle.kyschools.us
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Sincerely,
Betsy Quilligan
BCHS 1998

Betsy Quilligan, MPP, CPD(DONA)
she/her/hers
202-276-2334

From: Jesse Johnson jesse.johnson@boyle.kyschools.us
Subject: Re: Book removal
Date: August 18, 2023 at 8:12 AM
To: Betsy Quilligan bqilligan@gmail.com



Betsy,

Thank you for your concern. This policy is being reviewed and appropriate actions will be taken.

Thanks,
Jesse Johnson

Sent from my iPad

On Aug 17, 2023, at 11:14 AM, Betsy Quilligan <bquilligan@gmail.com> wrote:

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BCHS 1998

Betsy Quilligan, MPP, CPD(DONA)
she/her/hers
202-276-2334

From: Mark Wade mark.wade@boyle.kyschools.us
Subject: Fwd: Book removal
Date: August 18, 2023 at 5:00 PM
To: bquilligan@gmail.com
Cc: Laura Weddle laura.weddle@boyle.kyschools.us



Ms. Quilligan,

Thank you for reaching out to board members about your concern. Here is some information about the issues at hand. The administration met with legal counsel soon after SB 150 was passed to discuss the law's implementation and was advised by counsel of actions to take. We follow the law to the best of our ability. District librarians were **ONLY** asked to remove any materials that directly violated SB 150, but some books were removed that should not have been removed. We are in the process of reconsideration of these materials. If you feel that something was removed that shouldn't have been removed, I ask that you contact the building principal for reconsideration of that item. I appreciate your patience as we work through these issues and gain more clarity on this bill.

Sincerely,
Mark Wade

From: Betsy Quilligan <bquilligan@gmail.com>
Date: August 17, 2023 at 11:14:03 AM EDT
To: laura.weddle@boyle.kyschools.us, jennifer.newby@boyle.kyschools.us, jesse.johnson@boyle.kyschools.us, ruthann.elliott@boyle.kyschools.us, stephen.tamme@boyle.kyschools.us
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Sincerely,
Betsy Quilligan
BCHS 1998

Betsy Quilligan, MPP, CPD(DONA)
she/her/hers
202-276-2334

	MARK WADE	O: 859-236-6634
	BOYLE COUNTY SCHOOLS	E: mark.wade@boyle.kyschools.us
	SUPERINTENDENT	A: 101 Citation Drive - Suite C
		Danville, KY 40422

From: Ddel Damanidel@gmail.com
Subject: Board meeting request
Date: August 17, 2023 at 12:34 PM
To: stephen.tamme@boyle.kyschools.us



We, the Del Rosario family are asking the district to reconsider its decision to remove books from school libraries, as this action is not called for in the law itself, nor has there been any direction from KDE to undertake such a drastic step. I believe and trust the Boyle County Schools have been working hard to cultivate a reputation for excellence. Which is exactly why our family decided to send our children there. Gaining a reputation for book banning undermines these efforts.

Thank you, kindly

From: KSBA (Kentucky School Boards Association) josh.shoulta@ksba.org
Subject: KSBA Legislative Update - March 31, 2023
Date: March 31, 2023 at 5:03 PM
To: jesse.johnson@boyle.kyschools.us

K

[View newsletter as webpage.](#)

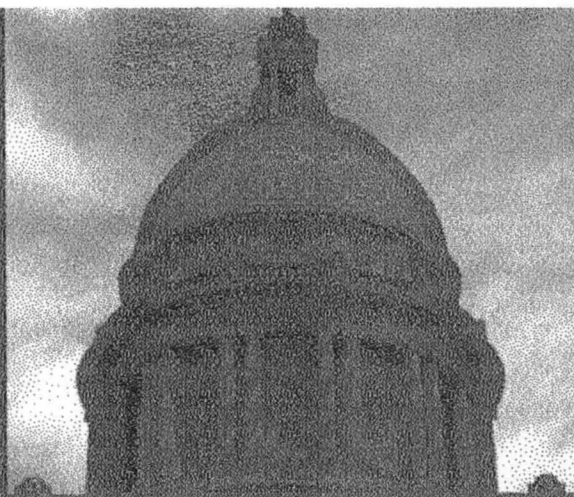
LEGISLATIVE UPDATE

▶ 2023 REGULAR SESSION



KSBA

KENTUCKY SCHOOL BOARDS
ASSOCIATION



March 31, 2023

This is the final weekly legislative update of the 2023 session. For ongoing education-related coverage, please follow KSBA on Twitter ([@KSBAnews](#)) and read KSBA publications

The session is over

Late Thursday night, the 2023 session officially ended. On the last two days, many bills, some of them on major issues, passed to the governor's desk. He will now have around 10 days to consider vetoing any of those last-minute bills, however most of the education-related issues are settled.

It will take us some time to digest the details of some of them, which is why the annual KSBA policy update drafting begins when session is over. We will be working just as hard as we were all session, to analyze the bill and make the necessary changes to board policies. The policy update will be sent to local boards by the end of May.

Before then, on April 12th, we will have an hour-long webinar to discuss the major bills. **Registration is open.** Then, after the policy update is in your hands, we will have our annual Federal and State Law Update virtual conference, to explain in detail every bill that passed and all the policy updates.

For a short session that began with promises of "we're not going to do much," it was busier than a normal long session. Legislators passed major things such as legalization of medical marijuana and sports betting. In education, dozens of new laws will impact boards and students. And, as you know, the legislation impacting people who are transgender saw some of the most emotional testimony and demonstrations we have seen in many years at

the Capitol. Everyone in the building will tell you this was an extremely difficult session.

5 most immediately pressing bills



SB 150 – Curriculum, parental notifications, bathroom policies for students who are transgender and medical care for transgender minors

It's important now to know that Sections 1 to 3 of this bill are in effect now. Read the [final version](#) paying attention to Sections 1 to 3, which are the education-related pieces.

The most immediate provisions to note are:

1. The required parental notifications about health services offered to students at school and the provision that states: “a local school district shall not require school personnel or students to use pronouns for students that do not conform to that particular student's biological sex...”
2. The provision on page 3 stating: “prior to a well-being questionnaire or assessment, or a health screening form being given to a child for research purposes, a school district shall provide the student's parent with access to review the material and shall obtain parental consent...”
3. Finally, the provision on page 7 stating: “Each local board of education . . . shall, after allowing public comment on the issue at an open meeting, adopt policies necessary to protect the privacy rights outlined in subsection (2) of this section . . . Those policies shall, at a minimum, not allow students to use restrooms, locker rooms, or shower rooms that are reserved for students of a different biological sex . . .”



Top: Sen. Max Wise, R-Campbellsville, speaks in favor of Senate Bill 150, legislation related to gender services and education. Bottom: Sen. Karen Berg, D-Louisville, speaks against Senate Bill 150, a bill related to gender services and education Photos: LRC

SB 7 – Payroll deductions for public employees

This bill is now in effect. Read the final version. It makes major changes to the things districts are legally allowed to deduct for out of an employee's payroll. It is important that every payroll clerk in every district is aware of this bill. Note that it includes a fine of between \$100 and \$1,000 per offense if a district violates the new restrictions on payroll deductions. The most vital parts are Sections 2, 3 and 6. There are some parts that appear to be conflicting, or unclear, and it is possible that the state Labor Cabinet may provide guidance to districts and all other public employers soon.

SB 5 – Parent complaint policies

We have discussed this bill previously, but want to note that while the final version of this bill is now in effect, within the bill it only states that local boards must adopt a policy on this "no later than July 1, 2023." Therefore, this is not immediately in place and we have some time to craft these policies. In fact, KSBA and KDE are communicating on the model policies to be provided by KDE by May 1 and which will be a part of the KSBA policy update. There will be time for local boards to adopt them by July 1.

HB 5 – Bourbon barrel taxation

One of the very last bills passed was HB 5, the bill to phase out the local property taxes imposed on bourbon aging in barrels. We need to note that about five different versions were in play just yesterday alone, and the language kept changing slightly on exactly how parts related to SEEK and the "replacement tax" for schools would be calculated and paid by distilleries in the future. Read the final version of the bill and note the "replacement tax" for schools is in Section 2, especially on page 4. The bill ended up with two unrelated tax issues in it, so our focus is on this part.

HB 538 – Student discipline

This was one of KSBA's priority bills, and the governor has signed it into law. It doesn't have an emergency clause, so it will not be in effect until the end of June. Some superintendents were concerned about some parts of this bill, but the final version that passed had some key amendments that addressed those concerns. Now, we believe this bill will only be providing principals, superintendents and school boards with more flexible options for student discipline, some of which many district leaders have been asking for a long time. One notable part is on page 4, at line 23.

Additional state SEEK funding to districts with growth in ADA

On the last night, HB 553 was amended and passed, with an important change impacting growth districts. The final version of the bill inserted Section 8, on page 7, which requires the Department of Education to do one more recalculation of all districts' final SEEK allocation. This final calculation was done back on March 1, and now will be recalculated to take into account the "second month growth" figure that districts counted around Oct. 1 of this school year.

No district will see its SEEK allocation reduced by this, but around 27 districts will likely see the allocation increased due to growth this year as compared to the base year selected to be funded on during the pandemic (either 2018-19, or 2019-20). More information on this will be forthcoming from the department. We believe the source of cash for this increase will be the SEEK fund for this year, meaning that the amount of any SEEK surplus (leftover money) at the end of the fiscal year will be smaller than otherwise expected, which doesn't impact districts because it is set to lapse to the state general fund.

Note that legislators made clear last night in comments that starting with next school year, beginning on July 1, all districts will go back to receiving money through the normal SEEK formula, using actual current daily attendance as based on this year. For some this will likely increase, but for most this will likely decrease, as compared to what you have been paid this year. For those districts, this is due mostly to decreased attendance rates and/or enrollment.

To wrap up, for now

Bear with us as we comb through last minutes changes to bills passed last night and begin to prepare guidance and the policy update. Contact us anytime we can help answer a question.

Lastly, as always, for KSBA and for all the students, we want to thank you for every call, email, text and visit with legislators to discuss the impact, good and bad, that proposals would have on education. The influence is with you. Thank you for your public service and support of this part of the work.

LEARN

Presented by:

2023 Legislative Session Recap:

Major bills impacting boards



Wednesday, April 12
Noon – 1 p.m. (ET)



Eric Kennedy
KSBA Director of Advocacy



KSBA offers legislative recap webinar April 12

KSBA's 2023 Learn and Earn Webinar Series kicks off April 12 at noon (ET) with "2023 Legislative Session Recap: Major bills impacting boards." Join us for an hour-long legislative recap. With the 2023 General Assembly adjourned, school districts are charged with implementing changes brought on by newly passed legislation. Participants in this webinar will receive an update from KSBA Director of Advocacy Eric Kennedy on key education bills and their impact on students, schools and board policy. The webinar will allow time for audience Q&A.

Date: April 12

Time: Noon – 1 p.m. (ET)

Title: 2023 Legislative Session Recap: Major bills impacting boards

Presenter: Eric Kennedy, KSBA director of Advocacy

Register for this webinar

KSBA's "Learn and Earn" webinar series offers insightful (and concise) topics each month while providing school board members with easy opportunities to earn state-mandated training. Sessions are scheduled for noon – 1 p.m. (ET) on the second Wednesday of each month at a cost of \$50 per session. Pre-registration is required. All Learn and Earn webinars count for 1 hour of board training credit.

Note: To expedite the registration process for participating districts, KSBA now requires the \$50 registration fee be paid with a credit card at the time of registration. Please be prepared to enter your payment information when you register. Registrations are non-refundable. If a registrant is unable to participate in the live webinar, he/she may still be able to earn credit by later watching a recording of the webinar. Access to a recorded version will be made available to all registrants in the days following the live event.

Visit KSBA's website for details on KSBA's 2023 Learn and Earn webinar series.

Legislative resources

For more information on all bills, legislators and legislative proceedings, visit the Legislative Research Commission (LRC) website. Continue to stay tuned to KSBA on Twitter for timely updates, legislative news and resources.

[Click here](#) for timely updates, legislative news and resources.



Kentucky School Boards Association | 502-695-4630 | ksba.org



Kentucky School Boards Association | 260 Democrat Drive, Frankfort, KY 40601

[Unsubscribe jesse.johnson@boyle.kyschools.us](mailto:jesse.johnson@boyle.kyschools.us)

[Update Profile](#) | [Constant Contact Data Notice](#)

Sent by josh.shoulta@ksba.org powered by



From: KSBA (Kentucky School Boards Association) josh.shoulta@ksba.org
Subject: KSBA Aware - News from the Kentucky School Boards Association
Date: April 19, 2023 at 11:14 AM
To: jesse.johnson@boyle.kyschools.us

K

[View as Webpage](#)

April 19, 2023

KSBA AWARE

News from the Kentucky School Boards Association

In this issue:

- KDE issues guidance on SB 5, the parental complaints bill, and SB 150, the parental rights and transgender issues bill
- Save the date for KSBA's 2023 Law Update
- May Learn and Earn focuses on student health services
- KSBA joins education panel discussion on Kentucky Tonight
- Student success the focus of #KyGivesDay 2023
- Updated FERPA guidance released
- Summer Leadership Institute to be held this July in Lexington
- Annual board policy updates coming soon
- Superintendent search alert
- KSBA in the news
- Upcoming dates, deadlines and events



KDE issues guidance on SB 5, the parental complaints bill,

and SB 150, the parental rights and transgender issues bill

The Kentucky Department of Education released guidance this week on several education bills that contain emergency clauses – meaning they are already in effect.

Education Commissioner Jason Glass said in his Monday Message that the guidance may create more questions than answers.

“We at KDE do not have the authority to answer, directly or definitively, many of the good questions that you may have about these new laws,” he said. “We urge you to make decisions about the questions raised collaboratively with your district counsel.”

The guidance includes Senate Bill 5, which creates a process for parent complaints about materials/programs they view as “harmful to minors” under a definition of the term in the law. KSBA worked with KDE to create the model policy language in the guidance and will be sent to districts as part of KSBA’s annual policy update.

The law requires boards to adopt a complaint resolution policy by July 1.

Also included is guidance for SB 150, which put new rules around parents’ rights, transgender student bathroom policies and medical care for transgender children. The guidance states that the bill creates confusion because of possible conflicts with the Family Educational Rights and Privacy Act.

The guidance also says KDE can no longer give guidance around pronoun usage, because the new law states that teachers cannot be required to call students by pronouns that do not align with their biological sex at birth. In the supplemental guidance on SB 150, KDE explains that a 5th grade health standard on puberty can no longer be taught.

“We do understand that questions may arise around matters such as curricular systems, connections to early college credit (Advanced Placement and dual credit) course content, and student free speech or other potential federal constitutional issues these laws may create,” Glass said.

The recently issued guidance also covers HB 32, HB 153, HB 553, SB 25, SB 49 and SB 107.

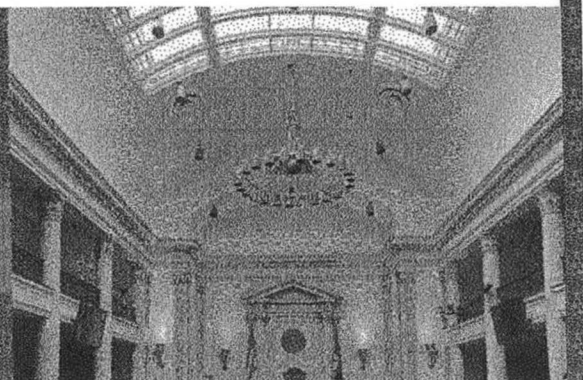
KDE staff went over the guidance during Tuesday’s Superintendents Webcast. During the next Superintendents’ Webcast on May 9 KSBA staff will join KDE staff for a breakdown of the SB 5 policy. School boards will receive their full annual policy updates from KSBA at the end of May.

2023 FEDERAL & STATE LAW UPDATE

Thursday, June 8 | 9 a.m. - Noon (ET)
Virtual Conference



Eric Kennedy



KSBA Director of Advocacy



Katrina Kinman

KSBA Director of Policy
& eMeeting Services



John Powell

KSBA Staff Attorney



Save the date for KSBA's 2023 Federal and State Law Update

KSBA's 2023 Federal and State Law Update will be held virtually from **9 a.m. until noon (ET) on Thursday, June 8**. This training is recommended for school board members, superintendents, assistant superintendents, board attorneys, school/district administrators, finance officers, etc. The agenda, presented by knowledgeable KSBA attorneys and policy staff, includes an in-depth legislative session recap, board policy and procedure updates, recent Open Meetings and Open Records decisions, case law developments and federal updates.

Participants are eligible for 3 hours of training credit (state-mandated board training, CLE and EILA). The registration fee is \$200.

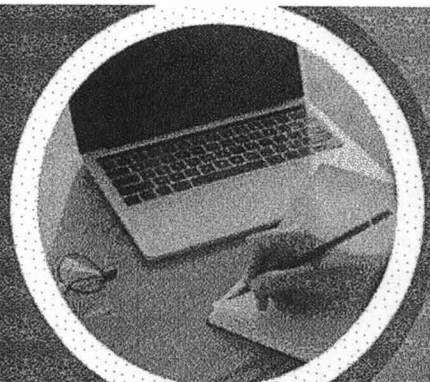
Online registration for KSBA's 2023 Federal and State Law Update will open Wednesday, April 26 on [KSBA's website](#).

[View/download an informational flyer including schedule and presenters.](#)

LEARN + EARN

2023 Webinar Series

KSBA offers convenient one-hour online board training the second Wednesday of each month. Check out this year's lineup.



May webinar focuses on student health services

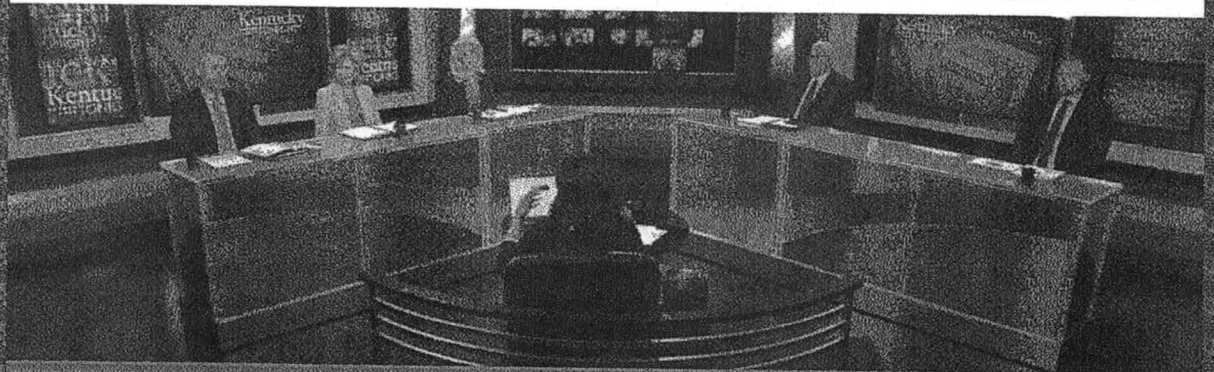
Join us Wednesday, May 10 from noon to 1 p.m. (ET) for "Who is Caring for our Students?"

KSBA's May Learn and Earn webinar will explore the most common models districts are using to provide health services to their students (and staff) during the school day, including district employed, contractual and partnering with other health providers. While the opportunities are varied, the importance of this daily care has proven critical to maximize student achievement, attendance and healthy outcomes. Kentucky examples will

maximize student achievement, attendance and healthy outcomes. Kentucky examples will be highlighted.

Presenters: Jim Tackett, healthy schools project director, Stephanie Bunge, school health consultant, Kentucky Department of Education

For more information and online registration for KSBA's Learn and Earn webinars, visit: ksba.org/LearnandEarn.aspx



KSBA joins education panel discussion on Kentucky Tonight

Watch Kentucky Tonight from Monday, April 17 on KET.

Host Renee Shaw led a panel discussion on the challenges facing public schools. The program featured KSBA Director of Advocacy Eric Kennedy, State Rep. James Tipton, State Rep. Tina Bojanowski, Prichard Committee for Academic Excellence CEO Brigitte Blom, Kentucky Association of School Administrators CEO Rhonda Caldwell and Andrew Vandiver of EdChoice Kentucky.

The discussion ranged from parents' rights and school choice to transgender student policies and how to address the teacher shortage.





#KyGivesDay 2023 is all about student success

The KSBA Educational Foundation will participate in Kentucky Gives Day on Tuesday, May 9. The association will once again challenge members, education leaders and friends to support student success in the form of KSBA's college scholarship and CTE student grant programs.

Over the past two years alone, KSBA has awarded nine college scholarships to Kentucky high school seniors who will be the first in their immediate families to complete a postsecondary program, as well as 100 CTE grants to Kentucky high school students who are pursuing CTE industry certifications.

These efforts would not be possible without the ongoing support of education leaders like you. We ask you to join us May 9 for a day of giving and action. KSBA believes that cost should not prevent our Commonwealth's students from pursuing their dreams. All of the money raised during Kentucky Gives Day will support KSBA's student scholarship and grant programs.

Learn more about the KSBA Educational Foundation and the association's commitment to student aid. **Bookmark the foundation's #KyGivesDay page** so you can easily make your gift in May.

Thank you for your support of student success!

Updated FERPA guidance released

The U.S. Department of Education has release updated guidance on the Family Educational Rights and Privacy Act (FERPA). Resources include:

- **Guidance for School Officials on Student Health Records**
- **Know Your Rights: FERPA Protections for Student Health Records**
- **An Eligible Student Guide to the Family Educational Rights and Privacy Act (FERPA)**

FERPA is a federal law, first established in 1974, that protects the privacy of students' education records and applies to educational agencies (like school districts) and institutions (i.e., schools such as public elementary or secondary schools, and institutions of postsecondary education such as colleges or universities) that receive funding under any program administered by the U.S. Department of Education.

Summer Leadership Institute to be held in July

KSBA's 2023 Summer Leadership Institute will be held July 14-15 at the Marriott Griffin Gate in Lexington. A conference schedule, session descriptions and online registration will be made available in the weeks ahead on KSBA's [SLI page](#).

Annual board policy updates coming soon

Districts will once again receive their annual board policy updates at the end of May. If your district's policy contact has not received an update by June 1, be sure to check spam folders or firewall settings.

The KSBA Policy and Procedure Service celebrates its 40th anniversary this year and is now proudly serving all 171 school districts across Kentucky!

Superintendent SEARCH ALERT



Superintendent search alert

KSBA's [Superintendent Search Service](#) is currently facilitating a search in the following district. Click the district name to be directed to the position posting.

[Lincoln County Schools](#)

Application deadline: April 21, 2023

[Rowan County Schools](#)

Application deadline: May 5, 2023

KSBA in the News

Because of the unique roles school boards play in matters of policy and education trends, KSBA is often called on by media outlets to weigh in on important school-related issues and provide background.

(April 13) [When will Kentucky school districts implement new pronoun, anti-](#)

Upcoming dates, deadlines and events

April 19: Student Technology Leadership Program championship

April 26: Administrative Professionals' Day

May 8-12: Teacher Appreciation Week

May 9: KDE's Superintendents Webcast

May 9: Kentucky Gives Day 2023

May 10: May Learn & Earn – Who is caring for our students?

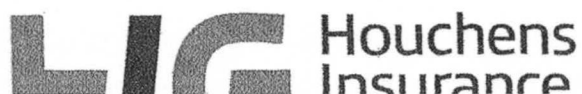
May 12: National School Communicators Day

June 8: Federal and State Law Update

July 14-15: Summer Leadership Institute, Lexington

This edition of *KSBA Aware* is made possible in part
by the following KSBA Affiliate Members.

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From: KSBA (Kentucky School Boards Association) josh.shoulta@ksba.org
Subject: In case you missed it: KSBA Aware - News from the Kentucky School Boards Association
Date: April 23, 2023 at 8:01 AM
To: jesse.johnson@boyle.kyschools.us

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April 19, 2023

KSBA AWARE

News from the Kentucky School Boards Association

In this issue:

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KDE issues guidance on SB 5, the parental complaints bill,

SB 150, the parental rights and transgender issues bill

and SB 150, the parental rights and transgender issues bill

The Kentucky Department of Education released guidance this week on several education bills that contain emergency clauses – meaning they are already in effect.

Education Commissioner Jason Glass said in his Monday Message that the guidance may create more questions than answers.

“We at KDE do not have the authority to answer, directly or definitively, many of the good questions that you may have about these new laws,” he said. “We urge you to make decisions about the questions raised collaboratively with your district counsel.”

The guidance includes **Senate Bill 5**, which creates a process for parent complaints about materials/programs they view as “harmful to minors” under a definition of the term in the law. KSBA worked with KDE to create the **model policy language** in the guidance and will be sent to districts as part of KSBA’s annual policy update.

The law requires boards to adopt a complaint resolution policy by July 1.

Also included is guidance for **SB 150**, which put new rules around parents’ rights, transgender student bathroom policies and medical care for transgender children. The guidance states that the bill creates confusion because of possible conflicts with the Family Educational Rights and Privacy Act.

The guidance also says KDE can no longer give guidance around pronoun usage, because the new law states that teachers cannot be required to call students by pronouns that do not align with their biological sex at birth. In the **supplemental guidance on SB 150**, KDE explains that a 5th grade health standard on puberty can no longer be taught.

“We do understand that questions may arise around matters such as curricular systems, connections to early college credit (Advanced Placement and dual credit) course content, and student free speech or other potential federal constitutional issues these laws may create,” Glass said.

The **recently issued guidance** also covers HB 32, HB 153, HB 553, SB 25, SB 49 and SB 107.

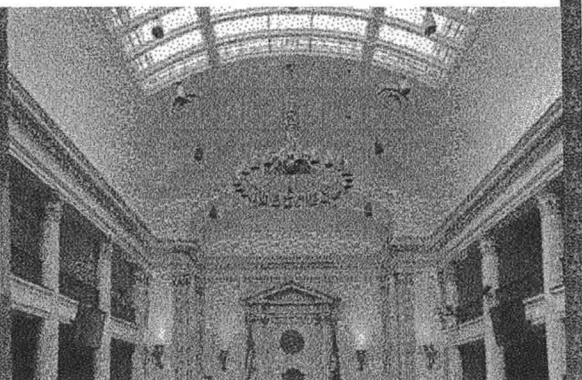
KDE staff went over the guidance during **Tuesday’s Superintendents Webcast**. During the next **Superintendents’ Webcast on May 9** KSBA staff will join KDE staff for a breakdown of the SB 5 policy. School boards will receive their full annual policy updates from KSBA at the end of May.

2023 FEDERAL & STATE LAW UPDATE

Thursday, June 8 | 9 a.m. - Noon (ET)
Virtual Conference



Eric Kennedy



KSBA Director of Advocacy



Katrina Kinman

KSBA Director of Policy
& eMeeting Services



John Powell

KSBA Staff Attorney



Save the date for KSBA's 2023 Federal and State Law Update

KSBA's 2023 Federal and State Law Update will be held virtually from **9 a.m. until noon (ET) on Thursday, June 8**. This training is recommended for school board members, superintendents, assistant superintendents, board attorneys, school/district administrators, finance officers, etc. The agenda, presented by knowledgeable KSBA attorneys and policy staff, includes an in-depth legislative session recap, board policy and procedure updates, recent Open Meetings and Open Records decisions, case law developments and federal updates.

Participants are eligible for 3 hours of training credit (state-mandated board training, CLE and EILA). The registration fee is \$200.

Online registration for KSBA's 2023 Federal and State Law Update will open Wednesday, April 26 on [KSBA's website](#).

[View/download an informational flyer including schedule and presenters.](#)

LEARN + EARN

2023 Webinar Series

KSBA offers convenient one-hour online board training the second Wednesday of each month. Check out this year's lineup.



May webinar focuses on student health services

Join us Wednesday, May 10 from noon to 1 p.m. (ET) for "Who is Caring for our Students?"

KSBA's May Learn and Earn webinar will explore the most common models districts are using to provide health services to their students (and staff) during the school day, including district employed, contractual and partnering with other health providers. While the opportunities are varied, the importance of this daily care has proven critical to maximize student achievement, attendance and healthy outcomes. Kentucky examples will

maximize student achievement, attendance and healthy outcomes. Kentucky examples will be highlighted.

Presenters: Jim Tackett, healthy schools project director, Stephanie Bunge, school health consultant, Kentucky Department of Education

For more information and online registration for KSBA's Learn and Earn webinars, visit:
ksba.org/LearnandEarn.aspx



KSBA joins education panel discussion on Kentucky Tonight

Watch Kentucky Tonight from Monday, April 17 on KET.

Host Renee Shaw led a panel discussion on the challenges facing public schools. The program featured KSBA Director of Advocacy Eric Kennedy, State Rep. James Tipton, State Rep. Tina Bojanowski, Prichard Committee for Academic Excellence CEO Brigitte Blom, Kentucky Association of School Administrators CEO Rhonda Caldwell and Andrew Vandiver of EdChoice Kentucky.

The discussion ranged from parents' rights and school choice to transgender student policies and how to address the teacher shortage.





#KyGivesDay 2023 is all about student success

The KSBA Educational Foundation will participate in Kentucky Gives Day on Tuesday, May 9. The association will once again challenge members, education leaders and friends to support student success in the form of KSBA's college scholarship and CTE student grant programs.

Over the past two years alone, KSBA has awarded nine college scholarships to Kentucky high school seniors who will be the first in their immediate families to complete a postsecondary program, as well as 100 CTE grants to Kentucky high school students who are pursuing CTE industry certifications.

These efforts would not be possible without the ongoing support of education leaders like you. We ask you to join us May 9 for a day of giving and action. KSBA believes that cost should not prevent our Commonwealth's students from pursuing their dreams. All of the money raised during Kentucky Gives Day will support KSBA's student scholarship and grant programs.

Learn more about the KSBA Educational Foundation and the association's commitment to student aid. **Bookmark the foundation's #KyGivesDay page** so you can easily make your gift in May.

Thank you for your support of student success!

Updated FERPA guidance released

The U.S. Department of Education has release updated guidance on the Family Educational Rights and Privacy Act (FERPA). Resources include:

- **Guidance for School Officials on Student Health Records**
- **Know Your Rights: FERPA Protections for Student Health Records**
- **An Eligible Student Guide to the Family Educational Rights and Privacy Act (FERPA)**

FERPA is a federal law, first established in 1974, that protects the privacy of students' education records and applies to educational agencies (like school districts) and institutions (i.e., schools such as public elementary or secondary schools, and institutions of postsecondary education such as colleges or universities) that receive funding under any program administered by the U.S. Department of Education.

Summer Leadership Institute to be held in July

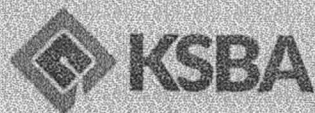
KSBA's 2023 Summer Leadership Institute will be held July 14-15 at the Marriott Griffin Gate in Lexington. A conference schedule, session descriptions and online registration will be made available in the weeks ahead on KSBA's SLI page.

Annual board policy updates coming soon

Districts will once again receive their annual board policy updates at the end of May. If your district's policy contact has not received an update by June 1, be sure to check spam folders or firewall settings.

The KSBA Policy and Procedure Service celebrates its 40th anniversary this year and is now proudly serving all 171 school districts across Kentucky!

Superintendent SEARCH ALERT



Superintendent search alert

KSBA's **Superintendent Search Service** is currently facilitating a search in the following district. Click the district name to be directed to the position posting.

Lincoln County Schools

Application deadline: April 21, 2023

Rowan County Schools

Application deadline: May 5, 2023

KSBA in the News

Because of the unique roles school boards play in matters of policy and education trends, KSBA is often called on by media outlets to weigh in on important school-related issues and provide background.

(April 13) **When will Kentucky school districts implement new pronoun, anti-**

Upcoming dates, deadlines and events

April 19: Student Technology Leadership Program championship

April 26: Administrative Professionals' Day

May 8-12: Teacher Appreciation Week

May 9: KDE's Superintendents Webcast

May 9: Kentucky Gives Day 2023

May 10: May Learn & Earn – Who is caring for our students?

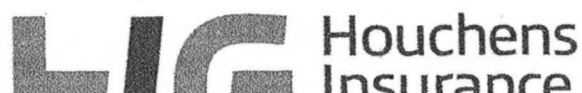
May 12: National School Communicators Day

June 8: Federal and State Law Update

July 14-15: Summer Leadership Institute, Lexington

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by the following KSBA Affiliate Members.

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